



IFW

PATENT  
[12992/90501]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : SHTEIN et al.  
U.S. Serial No. : 10/824,288  
Filing Date : April 13, 2004  
For : METHOD OF FABRICATING AN  
OPTOELECTRONIC DEVICE HAVING A BULK  
HETEROJUNCTION  
Examiner : SUCH, Matthew W.  
Art Unit : 2891

Address to:  
MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: October 19, 2006

Signature: Melissa Alegre  
Melissa Alegre (Reg. No. 52,552)

TRANSMITTAL

SIR:

We note that the Office Action mailed September 7, 2006 is a duplicate of the Office Action mailed April 19, 2006. Per the Interview Summary of the October 18, 2006 Interview, the Office Action mailed September 7, 2006 reset the statutory time period for filing a response to the Office Action mailed April 19, 2006, such that the due date for filing a response to the Office Action(s) is December 7, 2006. Thus, the present response is being timely filed, and it is believed that no extension of time is required.

No fee is believed to be required. However, if any fee is required, please use Deposit Account No. **11-0600**. A duplicate of this transmittal letter is enclosed for that purpose.

Respectfully submitted,  
KENYON & KENYON LLP

Dated: October 19, 2006

By:

Melissa Alegre  
Melissa Alegre (Reg. No. 52,552)  
One Broadway  
New York, NY 10004  
(212) 425-7200  
Customer Number 26646



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Date: October 19, 2006

Signature: Melissa Alegre (Reg. No. 52,652)

**RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. § 1.111**

SIR:

We note that the Office Action mailed September 7, 2006 is a duplicate of the Office Action mailed April 19, 2006. Per the Interview Summary of the October 18, 2006 Interview, the Office Action mailed September 7, 2006 reset the statutory time period for filing a response to the Office Action mailed April 19, 2006, such that the due date for filing a response to the Office Action(s) is December 7, 2006. Thus, the present response is being timely filed, and it is believed that no extension of time is required. Please enter the following amendment and remarks as follows:

**Amendments to the Specification** begin on page 3 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 4 of this paper.

**Amendments to the Drawings** begin on page 10 of this paper and include attached sheets.

**Remarks** begin on page 11 of this paper.